



86th YEAR. NO. 61.

ASTORIA, OREGON, THURSDAY, MARCH 11, 1909

PRICE FIVE CENTS

SEEKS TO KILL WITH AN AX

Terrible Tragedy Takes Place in Crib on Astor Street Last Night

WOMAN CAUSES THE AFFAIR

"Bob" Davis, the Mattressmaker, Crushes in Skull of N. Peterson, an Employee of the Hammond Lumber Company. Davis is Arrested by the Police.

N. Peterson, a sailor, who has recently been in the employ of the Hammond Lumber Company, was frightfully wounded with an ax in the hands of "Bob" Davis last evening, and it is deemed highly probable that he will die from the injuries.

Davis was arrested and is in the city jail. The trouble occurred in the crib at No. 7 Astor street, just a few doors west of the Mug saloon.

One blow from the heavy ax struck Peterson on the top of the head and crashed through the skull, penetrating the brain to a slight extent. Another blow from the ax cut a deep gash in the back. A third blow from the heavy weapon missed its aim, as the handle struck on the wounded man's arm.

A woman was at the bottom of the terrible tragedy—Pearl Davis, as she is known. She is said to be the wife of Davis, the assailant of Peterson, and at all events she has been his intimate companion for a long time. Davis himself is said to be a man of bad antecedents, and is said by the police to have been a member of the infamous "Soapy" Smith gang that infested and terrorized Skagway in the days of the gold rush.

At the hospital last night Peterson lay in a precarious condition, verging on unconsciousness, and Dr. Fulton, who attended him, stated that his chances for life are slim.

The woman was also arrested last night and is locked up in the county jail.

The whole affair was witnessed by Charles F. Bay, barkeeper in the Mug saloon, though he of course had nothing to do with the tragedy or the events that led up to it. It was from Bay that the police secured their first coherent account of the matter.

About 5 o'clock last evening screams were heard coming from the crib at No. 7, and Bay, the barkeeper, and Davis, who was in another crib a few doors away, hastened to the rear door of the place. Davis came in an angry mood for he knew that the screams came from "his woman."

Looking through the window they saw that a man was in the room and that the woman, Pearl, was slightly struggling with him. It was Peterson, and he was apparently drunk, quite drunk. With an oath Davis grabbed up an ax that stood near by and rushed to the window with it,

and inserting its sharp edge under the jamb of the window he pried it loose, so that it was possible to lift the window out. The drunken man inside was apparently unconscious of what was going on at the window. It is said that Bay spoke to Davis, saying that the man wasn't hurting the woman any way.

With the window open Bay reached in and reached for the latch of the rear door, opening it. While Bay was thus half in and half out of the window, Davis rushed in through the opened door and with a swift movement brought down the ax on Peterson's head, and with a second quick blow it crashed down on his back. It was like a butcher killing a cow.

There was not the slightest chance for Bay to interfere, though he did his best. It had all occurred in a second, in an instant of time. Seeing the terrible work that had been wrought Bay turned and ran for the phone, calling up the police and a doctor.

Davis also ran. In a moment he had disappeared, and later was caught at the depot just before train time by Chief Oberg and Officer Rinn. Davis had little to say of the matter. He admitted that he had struck the dying man on "the back a few times with a club."

The woman denied all knowledge of the matter, though of course she is not telling the truth. She claimed that Peterson was choking her, but there is no mark of any kind on her throat. She evidently had gotten the man's money and was trying to get rid of him, when he perhaps turned on her viciously, causing her to scream.

Davis, the man who wielded the ax, has been running a mattress business not far from the scene of the tragedy, though the police say that he did little work. Peterson, the wounded man, is about 25 years of age.

The wounded man was hastily taken to St. Mary's hospital and Dr. Fulton called to give him assistance. Examination showed that he had been struck twice with an ax, evidently, once on the top of the head and once in the back. The blow on the head was a terrible one and penetrated to the brain. It was struck almost in the middle of the top of the head and crashed through the skull, and according to Dr. Fulton, also cut into the brain a little bit. At the hospital Peterson was verging on unconsciousness, but was able to tell the physician his name, though more than that he was not able to state.

The blow on the back was also a strong one, for it had cut through the clothing and deep into the muscles, though it is presumed that it did not reach to the vital organs. This blow must have been struck when Peterson was lying on his face.

The man is so dangerously hurt that it is hardly possible that he can live, though Dr. Fulton said that there was of course a bare possibility that he might pull through. He is apparently strong in physique, and that fact will naturally aid him in his fight for life.

Police Officer Linville stated that he knew Davis well, and that he has been here for several years. He said that he did little work as a maker of mattresses and didn't seem to care to increase the business. According to Officer Linville, Davis was a member

FIRED SHOT THAT WOUNDED SON

Such is Statement Made by Prosecution in the Famous Cooper-Sharpe Trial

BULLET DEFLECTED BY POLE

Declared it Would Have Been a Physical Impossibility For Murdered Man to Have Fired Shot That Slightly Wounded Young Cormack.

NASHVILLE, March 10.—"We contend that Colonel Cooper fired the shot which wounded his son, and that Senator Carmack, if he fired at all, fired wildly. Attorney-General Garner made this announcement today in the Cooper-Sharpe trial. Garner declared it would have been a physical impossibility for Carmack to shoot Robin Cooper as Cooper swears he did. The reasonable solution is, as he said, that the colonel opened fire on Carmack, as Mrs. Eastman said he did, and that the bullet from his revolver struck a telephone pole, was deflected and entered Robin's shoulder. He contended this theory was corroborated by the course of the bullet which penetrated the flesh only an inch and a half and failed to strike the one. The proceedings were interrupted by the sudden fainting of Mrs. Carmack. It became evident from the argument of General Washington of the defense who followed General Garner that the defense purposes to rely strongly upon the plea of justification as well as on the plea of self-defense.

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sulted in a pitched battle, participated in by about 50 men and women of the two races, near the Salt Lake depot. One Armenian may die and several others are in the hospital, while several of the Russians were badly used up. Peter Vazarian was hit on the head with a brick and his skull was fractured. The feud has been at an acute stage for two weeks and fights have occurred nightly. The Armenians claim that the Russians are always the aggressors.

The fight was precipitated when a number of Armenians were on their way to the station to bid good bye to several fellow countrymen who were returning to Europe. The Russians attacked the procession and the fight followed. The Armenians were outnumbered and were badly worsted.

PRESCRIBED FOR INJURED MAN BY WIRELESS

SAILOR ON OIL STEAMER ASUNCION HURT INTERNALLY BY FALLING.

EUREKA, Cal., March 10.—The oil tank steamer Asuncion, from San Francisco for Astoria, hove to, 100 miles north of here this afternoon, and notified Fort Humboldt by wireless that a sailor had fallen from the rigging to the deck and was injured internally and medical aid was asked. Fort Humboldt communicated by wireless with Marine Doctor Falk who prescribed for the injured man. The steamer remained hove to until late tonight when it proceeded up the coast.

MINORITY OF CONGRESS ARE WORRING

WONDER WHAT KIND OF A PACKAGE CANNON WILL HAND THEM.

WASHINGTON, D. C., March 10.—The "Insurgents" and Democrats are indulging in speculations as to what will be the policy of Speaker Cannon in selecting the committees of the next house in the event he is successful, in the present fight. The Democrats are apprehensive that he will assume the right heretofore conferred on the minority leader to fill the minority memberships as well as the majority places on the committees. This they think is borne out by the fact that Cannon has held no conference with the minority leader, Clark, nor is one scheduled as the Democrats expect to make political capital out of the failure of the Speaker to recognize them. The minority leaders arguing that this is another illustration of the despotic power of speaker. Another thing that is worrying both the "Insurgents" and Democrats is that Cannon may classify the "Insurgents" as minority members and make the committee appointments on that basis. This would reduce the Democratic representation and might prove embarrassing to the "Insurgents." Clark conferred today with Nelson and Gardner and afterwards said the ght on rules would not be abandoned but that they denied that the Democrats and "Insurgents" had agreed as to voting on any specific rule.

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STANDARD OIL CO GOES FREE

Jury Instructed by Judge Anderson to Bring in a Verdict of Not Guilty

FORMER FINE \$29,240,000

Federal Authorities Say That Under This Ruling No Convictions Can be Had on Violation of Class Tariffs—Railroads Should Fight Tariffs.

CHICAGO, March 10.—"Not guilty." This is the result reached today in the government's famous suit against the Standard Oil Company, of Indiana. The suit of the government, wherein the company at once time was fined \$29,240,000 at the hands of Judge Landis on the charge of having accepted rebates from the Chicago & Alton Railroad came to an end abruptly.

Judge Anderson before whom this case was brought after reversal by the United States circuit court of appeals, instructed the jury to find a verdict of not guilty. Judge Anderson's decision was not altogether unlooked for he having previously announced that the proof relied on in the first trial was incompetent and it was with something of an air of hopelessness that District Attorney Sims and his assistants attempted to show admissibility of Illinois classification to prove the existence of a legal rate of 18 cents. This was the vital point of the government's contention. Assistant District Attorney Wilkerson admitted the prosecution could not supply the proof deemed necessary and suggested dismissal.

Attorney Miller then moved for a verdict instructing "not guilty" which was so ordered. As to whether the prosecution of the other seven indictments pending against the company would be instituted, District Attorney Sims would not express an opinion, stating this rested entirely with the Attorney-General.

INVALIDATES CLASS TARIFFS.

CHICAGO, March 10.—The federal authorities said tonight that Judge Anderson's ruling invalidates the class tariffs and makes it impossible to secure convictions against violations of class tariff regulations. Judge Peter S. Grosscup who wrote the opinion upon which Judge Anderson based his action said the thing for the government to do is to do away with classification in regulation of tariff rates and make railroads file their tariffs that specify a rate on each commodity.

REFUSED TO MAKE COMMENT.

OYSTER BAY, March 10.—Ex-President Roosevelt refused to make any comment on the Standard Oil decision at Chicago today.

HONORED BY CONGRESS

Two Young Sisters Receive National Medal For Bravery.

NEW YORK, March 10.—Gold medals authorized by Congress are to be presented to Alice L. Edgerly, 15 years old and her sister Dorothy, one year younger, for their bravery in saving Miss Jean Dowling, a school teacher, from drowning in Long Island Sound last summer. The sisters live with their parents, Mr. and Mrs. Joseph Edgerly, in Park Avenue, New York City. The medals will be presented to them next Friday evening at the high school which they attend. Miss Dowling whom they saved, is a resident of the Bronx.

While in swimming she made her way to a rock one hundred yards from the shore, then tried to swim back, but became exhausted. The young Edgerly sister saw her distress and, plunging in, kept her afloat until

boatmen rescued all three. Representative J. A. Golden of this state introduced a bill in Congress voting them each a medal.

FUSS ABOUT NOTHING

California Girl Will Wed A Japanese Gentleman Of Good Family.

SAN FRANCISCO, March 10.—

The engagement of Miss Helen Gladys Emery, daughter of Rev. John A. Emory, archdeacon of the Episcopal diocese of California to Gungiro Aoki, son of the late General Aoki of Japan of Japan has been announced. Both Miss Emery and her mother admit the engagement, but they refuse to give the date of the wedding, which must take place outside of this state, where the marriage of Orientals and Caucasians is forbidden. Aoki is a member of one of the most distinguished Japanese families and is said to be relative of Viscount Aoki, who represented his country at Washington. He is a brother of Rev. C. Aoki, who has charge of the Episcopal Japanese mission in this city. Through the efforts of the latter Gungiro Aoki was taken into the country home of the Emory's at Corte Madera to learn Christianity, and it was then that he met Miss Emery. The prospective bridegroom is engaged in the commission business.

UTAH MINERS RESCUED FROM MINE CAVEIN

PEOPLE WENT WILD WHEN WERE DRAGGED TO THE SURFACE.

SALT LAKE, Utah, March 10.—After enduring the horrors of an underground prison with death at their elbows for 50 hours, George and Jerry Peterson were dragged through an 18-inch hole to safety at 6 o'clock tonight. Scores of persons including the wives and neighbors of imperiled men wept with joy as the two men were blindfolded, wrapped in blankets and taken home in a wagon. The two men were imprisoned by a cave-in on Monday in the main tunnel on the St. Patrick property four miles east of Murray. Since then relief parties have been constantly at work to tunnel to the men.

GAVE BABY'S NAME.

CHICAGO, March 10.—"Its name?" "Its name is Little de Vox. Born December 21." This note, written in pencil on unusually fine stationery pinned to a blue shawl of expensive material wrapped around a baby boy in a basket in a doorway last night. There were other warm coverings indicating parents of means. The child was taken to an asylum.

DIAMONDS STOLEN

NEW YORK, March 10.—Diamonds and jewelry valued at \$10,000 have been stolen from Mr. and Mrs.

DEATHS HARVEST IN STORM

Ten Persons Killed in Tornado That Swept Alabama and Georgia

DEAD TOTAL 35 AT BRINKLEY

Terrible Gale Sweeps New Mexico and Thermometer Drops to 10 Degrees Below Zero With Two Feet of Snow.

ATLANTA, Ga., March 10.—Ten persons were killed in a tornado that swept Alabama and Georgia last evening according to the returns received tonight. The storm plowed through two miles of timber and farms near Cumming, Georgia, and destroyed much property